Attorney Docket no: PHO-105

JNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	
Dees et al.	I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope
Serial No.: 09/130,041) addressed to: Commissioner for Patents,) P.O. Box 1450, Alexandria, VA 22313-1450
Filed: August 6, 1998	on Noy 12, 2005 (Date of Deposit)
For: Improved Method For Targeted Topical Treatment Of Disease	Shannon Wallace
Examiner: Thomas C. Barrett	Signature Date
Art Unit: 3738)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

3738

Dear Sir:

Pursuant to 37 C.F.R. §1.97, as revised on February 4, 1992, 1135 OG 23-24, Applicant hereby calls the Examiner's attention to documents listed on the attached form, which documents may be material to the examination of this application. A copy of each of these references is enclosed herewith.

No inference should be drawn that the attached list sets forth a comprehensive investigation of the prior art, that any or all are pertinent to the invention, or that any apparatus disclosed is equivalent to the subject invention.

The citation of the above-discussed documents is not to be construed as an assertion that more pertinent art could not possibly be in existence. Citation of any document herein is not to be construed as an admission that any subject matter disclosed in the document is necessarily within the inventive field of endeavor, that any disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that any disclosure is otherwise

necessarily prior art with respect to the instant invention.

Applicant also respectfully reserves the right to later set forth how the instant invention is distinguished over the disclosure of any document or other art, including the disclosure of those documents discussed herein, that may be cited by the Examiner in rejecting a claim in the instant patent application.

This reference was cited in an Office Action dated April 4, 2005 in related application USSN 09/570,640 which was in the last three months. Accordingly, Applicants do not believe a fee is necessary for this IDS. If a fee is required, please charge our Deposit Account No. 50/1039.

Respectfully submitted,

Mark J. Murphy

Registration No.: 34,225

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on PTO/SB/08A (08-03) 0 Approved for use through 07/31/2006. OMB 0651-0031 wallace U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449/PTO **Application Number** 09/130,041 Filing Date August 6, 1998 INFORMATION DISCLOSURE First Named Inventor H. Craig Dees STATEMENT BY APPLICANT Art Unit 3738 (Use as many sheets as necessary) **Examiner Name** Thomas C. Barrett Attorney Docket Number PHO 105 **U. S. PATENT DOCUMENTS** Pages, Columns, Lines, Where Name of Patentee or Examiner Cite **Document Number** Publication Date MM-DD-YYYY Applicant of Cited Document Relevant Passages or Relevant Initials* No. Figures Appear Number-Kind Code² (Ifkno wn) ŲS-5,552,452 1 09/03/1996 Khadem et al. US: ÚS. US-US-US. US: IIS. US-US-US-US-ÜS-US-US-US-US-US-US: **FOREIGN PATENT DOCUMENTS** Name of Patentee or Pages,C olumns, Lines, Cite Foreign PatentD ocument Publication Examiner Date Applicant of Cited Document Where Relevant Passages Initials* No. Or Relevant Figures Appear | T6 MM-DD-YYYY

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Examiner			Date	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Senter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

Signature

Considered

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.